



I hereby certify that this paper (along with any paper referred to as being attached or enclosed) was deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 21, 2009

Signature: 

(Kevin M. Kocun)

Docket No.:
SPINE 3.0-455 CIP CONT II
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Zubok et al.

Application No.: 10/781,504

Group Art Unit: 3774

Filed: May 6, 2004

Examiner: A. M.
Schillinger

For: INSTRUMENTATION AND METHODS FOR
USE IN IMPLANTING A CERVICAL
DISC REPLACEMENT DEVICE

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Madam:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference which is not a U.S. patent or patent application is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

Application No.: 10/781,504

Docket No.: SPINE 3.0-455 CIP CONT II

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: January 21, 2009

Respectfully submitted,

By 

Kevin M. Koeun

Registration No.: 54,230

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicants

LD-458\